



General Assembly

January Session, 2005

Amendment

LCO No. 7607

SB0129607607SD0

Offered by:
SEN. FINCH, 22nd Dist.

To: Subst. Senate Bill No. 1296

File No. 795

Cal. No. 224

***"AN ACT CONCERNING PROFESSIONAL LIABILITY INSURANCE
ASSISTANCE FOR CERTAIN RESEARCH OBSTETRICIANS AND
GYNECOLOGISTS."***

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsection (a) of section 5-259 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *January 1, 2006*):

6 (a) (1) The Comptroller, with the approval of the Attorney General
7 and of the Insurance Commissioner, shall arrange and procure a group
8 hospitalization and medical and surgical insurance plan or plans for
9 [(1)] (A) state employees, [(2)] (B) members of the General Assembly
10 who elect coverage under such plan or plans, [(3)] (C) participants in
11 an alternate retirement program who meet the service requirements of
12 section 5-162 or subsection (a) of section 5-166, [(4)] (D) anyone
13 receiving benefits under section 5-144 or from any state-sponsored
14 retirement system, except the teachers' retirement system and the

15 municipal employees retirement system, [(5)] (E) judges of probate and
16 Probate Court employees, [(6)] (F) the surviving spouse, and any
17 dependent children until they reach the age of eighteen, of a state
18 police officer, a member of an organized local police department, a
19 firefighter or a constable who performs criminal law enforcement
20 duties who dies before, on or after June 26, 2003, as the result of
21 injuries received while acting within the scope of such officer's or
22 firefighter's or constable's employment and not as the result of illness
23 or natural causes, and whose surviving spouse and dependent
24 children are not otherwise eligible for a group hospitalization and
25 medical and surgical insurance plan, [(7)] (G) employees of the Capital
26 City Economic Development Authority established by section 32-601,
27 [and (8)] (H) the surviving spouse and dependent children of any
28 employee of a municipality who dies on or after October 1, 2000, as the
29 result of injuries received while acting within the scope of such
30 employee's employment and not as the result of illness or natural
31 causes, and whose surviving spouse and dependent children are not
32 otherwise eligible for a group hospitalization and medical and surgical
33 insurance plan, and (I) on and after January 1, 2006, employees of
34 municipalities or boards of education in accordance with subdivision
35 (2) of this subsection. For purposes of subparagraph (H) of this
36 subdivision, "employee" means any regular employee or elective
37 officer receiving pay from a municipality, "municipality" means any
38 town, city, borough, school district, taxing district, fire district, district
39 department of health, probate district, housing authority, regional
40 work force development board established under section 31-3k, flood
41 commission or authority established by special act or regional
42 planning agency. For purposes of [subdivision (6) of this subsection]
43 subparagraph (F) of this subdivision, "firefighter" means any person
44 who is regularly employed and paid by any municipality for the
45 purpose of performing firefighting duties for a municipality on
46 average of not less than thirty-five hours per week. The minimum
47 benefits to be provided by such plan or plans shall be substantially
48 equal in value to the benefits that each such employee or member of
49 the General Assembly could secure in such plan or plans on an

individual basis on the preceding first day of July. The state shall pay for each such employee and each member of the General Assembly covered by such plan or plans the portion of the premium charged for such member's or employee's individual coverage and seventy per cent of the additional cost of the form of coverage and such amount shall be credited to the total premiums owed by such employee or member of the General Assembly for the form of such member's or employee's coverage under such plan or plans. On and after January 1, 1989, the state shall pay for anyone receiving benefits from any such state-sponsored retirement system one hundred per cent of the portion of the premium charged for such member's or employee's individual coverage and one hundred per cent of any additional cost for the form of coverage. The balance of any premiums payable by an individual employee or by a member of the General Assembly for the form of coverage shall be deducted from the payroll by the State Comptroller. The total premiums payable shall be remitted by the Comptroller to the insurance company or companies or nonprofit organization or organizations providing the coverage. The amount of the state's contribution per employee for a health maintenance organization option shall be equal, in terms of dollars and cents, to the largest amount of the contribution per employee paid for any other option that is available to all eligible state employees included in the health benefits plan, but shall not be required to exceed the amount of the health maintenance organization premium.

(2) Employees of municipalities and boards of education shall be eligible for coverage under the plan or plans offered under this section provided: (A) Costs for such coverage shall not be paid by the state, (B) each employee of a participating municipality or board shall be required to participate in the plan or plans procured by the municipality or board under this section, and (C) the municipality or board shall provide for the administration of benefits for its own employees under the plan or plans procured under this section. Participation by each municipality or board of education shall be on a voluntary basis and where an employee organization represents

84 employees of the municipality or board of education, participation in a
85 plan or plans under this subsection shall be by mutual agreement of
86 the municipality or board and the employee organization only, and
87 neither party may submit the issue of participation to binding
88 arbitration except by mutual agreement if such binding arbitration is
89 available. Nothing in this subsection shall affect the provisions of
90 sections 7-467 to 7-479, inclusive, or sections 10-153a to 10-156e,
91 inclusive. Nothing in this subsection or subsection (i) of this section
92 shall limit a municipality's ability to obtain coverage under either
93 subsection of this section, except that no municipality may obtain
94 coverage under both subsections for the same policy period."

This act shall take effect as follows and shall amend the following sections:

Section 1	January 1, 2006	5-259(a)
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